

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH, CENTRAL DIVISION**

<p>IN RE: BRCA1- AND BRCA2- BASED HEREDITARY CANCER TEST PATENT LITIGATION</p> <p>THIS DOCUMENT RELATES TO:</p> <p>UNIVERSITY OF UTAH RESEARCH FOUNDATION, et al.</p> <p>Plaintiffs,</p> <p>vs.</p> <p>AMBRY GENETICS CORPORATION,</p> <p>Defendant.</p>	<p>MDL CASE NO. 2:14-MD-2510</p> <p>CASE NO. 2:13-CV-00640-RJS</p> <p><b>PLAINTIFFS' NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT</b></p>
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**PLAINTIFFS' NOTICE OF APPEAL**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Notice is hereby given that Plaintiffs University of Utah Research Foundation, The Trustees of the University of Pennsylvania, HSC Research and Development Limited Partnership, Endorecherche, Inc. and Myriad Genetics, Inc. appeal from (1) the Memorandum Decision and Order Denying Plaintiffs' Motion for a Preliminary Injunction, entered March 10, 2014 (Dkt. No. 185 in Case No. 2:13-CV-00640-RJS; Dkt. No. 7 in MDL Case No. 2:14-MD-2510), including any underlying factual findings and conclusions relating to the Order as contained in the hearings that took place on August 23, 2013, September 11, 2013, September 12, 2013, and October 7, 2013, or otherwise; and (2) any and all other orders or rulings adverse to Plaintiffs. This appeal is made to the United States Court of Appeals for the Federal Circuit.

/s/ Geoff D. Biegler

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**UNIVERSITY OF UTAH RESEARCH  
FOUNDATION, THE TRUSTEES OF THE  
UNIVERSITY OF PENNSYLVANIA, HSC  
RESEARCH AND DEVELOPMENT LIMITED  
PARTNERSHIP, ENDORECHERCHE, INC.,  
AND MYRIAD GENETICS, INC.**

Dated: March 13, 2014

**CERTIFICATE OF SERVICE**

On this 13<sup>th</sup> day of March, I certify that I electronically filed the foregoing

**PLAINTIFFS' NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS**

**FOR THE FEDERAL CIRCUIT** with the Clerk of Court using the CM/ECF system that will send an electronic notification to counsel of record for all of the parties.

*/s/ Geoff D. Biegler* \_\_\_\_\_